



JPW

Attorney Docket No.: 71971-378
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of | : | |
| Kiyoshi NAKAMORI | : | Customer No. 53080 |
| Application No.: 10/553,216 | : | Confirmation No.: 8976 |
| Filed: October 13, 2005 | : | Group Art Unit: 2627 |
| | : | Examiner: LIXI CHOW |
| For: CIRCUIT FOR DETECTING RECORDED AREA | : | |

ELECTION UNDER 35 U.S.C. § 121

Mail Stop Amendment
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the restriction requirement set forth in the Office Action mailed March 27, 2009, having a shortened statutory period for response set to expire April 27, 2009, wherein the Examiner required restriction between the following distinct Species:

| | | |
|-----------|---|----------------------|
| Species A | - | Figs. 1 and 2; |
| Species B | - | Figs. 3 and 4; |
| Species C | - | Figs. 5 and 6; |
| Species D | - | Figs. 7 and 8; |
| Species E | - | Figs. 9 and 10; |
| Species F | - | Figs. 11 and 12; and |
| Species G | - | Figs. 13 and 14. |

Applicant elects Species A, with claims 1 and 2 readable thereon, for initial prosecution on the merits. Applicant also reserves the right to file a Divisional Application for the non-elected claims which the Examiner has indicated are patentably distinct.

Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.


The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-0417.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Date: 4/24/09

By:



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